IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 24TH AUGUST 2007 / 2ND BHADRA 1929

Bail Appl..No. 5235 of 2007()

CRIME NO.469/07 OF ERNAKULAM TOWN NORTH POLICE STATION

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: PETITIONER/ACCUSED

HARICHANDRAN, S/O.DHASARATHAN,
VATTATHIL PARAMBIL HOUSE, GANESH KALAMANDIR ROAD,
VADUTHALA DESOM, CHERANALLUR VILLAGE.

BY ADV. SRI.SOORAJ T.ELENJICKAL
SRI.M.A.JOSEPH MANAVALAN

RESPONDENTS: COMPLAINANT & INJURED

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1. STATE OF KERALA, REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

2. V.D.SUNIL, S/O.DHASARATHAN, VATTATHIL PARAMBIL HOUSE, GANESH KALAMANDIR ROAD, VADUTHALA, CHERANALLOOR.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 24/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.5235 of 2007

Dated this the 24th day of August, 2007

ORDER

Application for regular bail. The petitioner faces allegations, inter alia, under Sections 452 and 308 I.P.C. The defacto complainant is none other than the brother of the petitioner. The petitioner is alleged to have inflicted an injury with a knife on the victim. The petitioner continues in custody from 13.07.07. The alleged incident took place on 12.07.07.

2. The learned counsel for the petitioner submits that the disputes between the defacto complainant and the petitioner have all been settled. They reside under the same roof. The incident happened only because of an unforeseen dispute which had arisen. The petitioner may now be enlarged on bail, it is prayed.

3. The learned Public Prosecutor after taking instructions submits that the Investigating Officer confirms that there has been some settlement of the disputes between the parties. I am satisfied, in these circumstances, that regular bail can be granted to the petitioner subject to appropriate conditions.

4. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.25,000/- (Rupees Twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-